

U.S. Department of Justice

Washington, DC 20530

**Exhibit A to Registration Statement****Pursuant to the Foreign Agents Registration Act of 1938, as amended**

INSTRUCTIONS. Furnish this exhibit for EACH foreign principal listed in an initial statement and for EACH additional foreign principal acquired subsequently. The filing of this document requires the payment of a filing fee as set forth in Rule (d)(1), 28 C.F.R. § 5.5(d)(1). Compliance is accomplished by filing an electronic Exhibit A form at <https://www.fara.gov>.

Privacy Act Statement. The filing of this document is required by the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, for the purposes of registration under the Act and public disclosure. Provision of the information requested is mandatory, and failure to provide this information is subject to the penalty and enforcement provisions established in Section 8 of the Act. Every registration statement, short form registration statement, supplemental statement, exhibit, amendment, copy of informational materials or other document or information filed with the Attorney General under this Act is a public record open to public examination, inspection and copying during the posted business hours of the FARA Unit in Washington, DC. Statements are also available online at the FARA Unit's webpage: <https://www.fara.gov>. One copy of every such document, other than informational materials, is automatically provided to the Secretary of State pursuant to Section 6(b) of the Act, and copies of any and all documents are routinely made available to other agencies, departments and Congress pursuant to Section 6(c) of the Act. The Attorney General also transmits a semi-annual report to Congress on the administration of the Act which lists the names of all agents registered under the Act and the foreign principals they represent. This report is available to the public in print and online at: <https://www.fara.gov>.

Public Reporting Burden. Public reporting burden for this collection of information is estimated to average .22 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Chief, FARA Unit, Counterintelligence and Export Control Section, National Security Division, U.S. Department of Justice, Washington, DC 20530; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

**1. Name of Registrant**

Ben Barnes Group

**2. Registration Number**

7250

**3. Primary Address of Registrant**

PO Box 81676, Austin, TX 78708

**4. Name of Foreign Principal**

Mr. Dmitry Firtash

**5. Address of Foreign Principal**Elisabethstrasse 18  
Vienna, Austria  
UKRAINE 1010**6. Country/Region Represented**

UKRAINE

**7. Indicate whether the foreign principal is one of the following:**☐ Government of a foreign country<sup>1</sup>☐ Foreign political party☐ Foreign or domestic organization: If either, check one of the following:☐ Partnership☐ Committee☐ Corporation☐ Voluntary group☐ Association☐ Other (*specify*) \_\_\_\_\_☒ Individual-State nationality UKRAINE**8. If the foreign principal is a foreign government, state:**

a) Branch or agency represented by the registrant

b) Name and title of official with whom registrant engages

<sup>1</sup> "Government of a foreign country," as defined in Section 1(e) of the Act, includes any person or group of persons exercising sovereign de facto or de jure political jurisdiction over any country, other than the United States, or over any part of such country, and includes any subdivision of any such group and any group or agency to which such sovereign de facto or de jure authority or functions are directly or indirectly delegated. Such term shall include any faction or body of insurgents within a country assuming to exercise governmental authority whether such faction or body of insurgents has or has not been recognized by the United States.

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9. If the foreign principal is a foreign political party, state:

- a) Name and title of official with whom registrant engages
- b) Aim, mission or objective of foreign political party

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10. If the foreign principal is not a foreign government or a foreign political party:

- a) State the nature of the business or activity of this foreign principal.

Dmitry Firtash is a businessman and owner of a group of companies.

- b) Is this foreign principal:

Supervised by a foreign government, foreign political party, or other foreign principal	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Owned by a foreign government, foreign political party, or other foreign principal	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Directed by a foreign government, foreign political party, or other foreign principal	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Controlled by a foreign government, foreign political party, or other foreign principal	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Financed by a foreign government, foreign political party, or other foreign principal	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Subsidized in part by a foreign government, foreign political party, or other foreign principal	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

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11. Explain fully all items answered "Yes" in Item 10(b).

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12. If the foreign principal is an organization and is not owned or controlled by a foreign government, foreign political party or other foreign principal, state who owns and controls it.

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**EXECUTION**

In accordance with 28 U.S.C. § 1746, and subject to the penalties of 18 U.S.C. § 1001 and 22 U.S.C. § 618, the undersigned swears or affirms under penalty of perjury that he/she has read the information set forth in this statement filed pursuant to the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, that he/she is familiar with the contents thereof, and that such contents are in their entirety true and accurate to the best of his/her knowledge and belief.

Date

Printed Name

Signature

03/28/2023Ben F. Barnes/s/Ben F. Barnes

**EXECUTION**

In accordance with 28 U.S.C. § 1746, and subject to the penalties of 18 U.S.C. § 1001 and 22 U.S.C. § 618, the undersigned swears or affirms under penalty of perjury that he/she has read the information set forth in this statement filed pursuant to the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, that he/she is familiar with the contents thereof, and that such contents are in their entirety true and accurate to the best of his/her knowledge and belief.

Date

Printed Name

Signature

03-28-2023Ben F. BarnesBen Barnes

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U.S. Department of Justice

Washington, DC 20530

**Exhibit B to Registration Statement****Pursuant to the Foreign Agents Registration Act of 1938, as amended**

**INSTRUCTIONS.** A registrant must furnish as an Exhibit B copies of each written agreement and the terms and conditions of each oral agreement with his foreign principal, including all modifications of such agreements, or, where no contract exists, a full statement of all the circumstances by reason of which the registrant is acting as an agent of a foreign principal. Compliance is accomplished by filing an electronic Exhibit B form at <https://www.fara.gov>.

**Privacy Act Statement.** The filing of this document is required for the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, for the purposes of registration under the Act and public disclosure. Provision of the information requested is mandatory, and failure to provide the information is subject to the penalty and enforcement provisions established in Section 8 of the Act. Every registration statement, short form registration statement, supplemental statement, exhibit, amendment, copy of informational materials or other document or information filed with the Attorney General under this Act is a public record open to public examination, inspection and copying during the posted business hours of the FARA Unit in Washington, DC. Statements are also available online at the FARA Unit's webpage: <https://www.fara.gov>. One copy of every such document, other than informational materials, is automatically provided to the Secretary of State pursuant to Section 6(b) of the Act, and copies of any and all documents are routinely made available to other agencies, departments and Congress pursuant to Section 6(c) of the Act. The Attorney General also transmits a semi-annual report to Congress on the administration of the Act which lists the names of all agents registered under the Act and the foreign principals they represent. This report is available to the public in print and online at: <https://www.fara.gov>.

**Public Reporting Burden.** Public reporting burden for this collection of information is estimated to average .32 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to Chief, FARA Unit, Counterintelligence and Export Control Section, National Security Division, U.S. Department of Justice, Washington, DC 20530; and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, DC 20503.

1. Name of Registrant  
Ben Barnes Group

2. Registration Number  
7250

3. Name of Foreign Principal  
Mr. Dmitry Firtash

Check Appropriate Box:

4. ☒ The agreement between the registrant and the above-named foreign principal is a formal written contract. If this box is checked, attach a copy of the contract to this exhibit.
5. ☐ There is no formal written contract between the registrant and the foreign principal. The agreement with the above-named foreign principal has resulted from an exchange of correspondence. If this box is checked, attach a copy of all pertinent correspondence, including a copy of any initial proposal which has been adopted by reference in such correspondence.
6. ☐ The agreement or understanding between the registrant and the foreign principal is the result of neither a formal written contract nor an exchange of correspondence between the parties. If this box is checked, give a complete description below of the terms and conditions of the oral agreement or understanding, its duration, the fees and expenses, if any, to be received.
7. What is the date of the contract or agreement with the foreign principal? 11/25/2022
8. Describe fully the nature and method of performance of the above indicated agreement or understanding.

The scope of the engagement is Mr. Barnes, working on behalf of Mr. Firtash, in negotiating a plea deal regarding the indictment of Mr. Firtash. Mr. Barnes will make an effort to secure a meeting with the Department of Justice and Mr. Firtash's attorneys.

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9. Describe fully the activities the registrant engages in or proposes to engage in on behalf of the above foreign principal.

Mr. Barnes will make efforts to secure a meeting with the Department of Justice and Mr. Firtash's attorneys to discuss the possibility of a plea deal.

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10. Will the activities on behalf of the above foreign principal include political activities as defined in Section 1(o) of the Act<sup>1</sup>.

Yes ☐ No ☒

If yes, describe all such political activities indicating, among other things, the relations, interests or policies to be influenced together with the means to be employed to achieve this purpose. The response must include, but not be limited to, activities involving lobbying, promotion, perception management, public relations, economic development, and preparation and dissemination of informational materials.

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11. Prior to the date of registration<sup>2</sup> for this foreign principal has the registrant engaged in any registrable activities, such as political activities, for this foreign principal?

Yes ☐ No ☒

If yes, describe in full detail all such activities. The response should include, among other things, the relations, interests, and policies sought to be influenced and the means employed to achieve this purpose. If the registrant arranged, sponsored, or delivered speeches, lectures, social media, internet postings, or media broadcasts, give details as to dates, places of delivery, names of speakers, and subject matter. The response must also include, but not be limited to, activities involving lobbying, promotion, perception management, public relations, economic development, and preparation and dissemination of informational materials.

Set forth below a general description of the registrant's activities, including political activities.

Set forth below in the required detail the registrant's political activities.

Date	Contact	Method	Purpose
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12. During the period beginning 60 days prior to the obligation to register<sup>3</sup> for this foreign principal, has the registrant received from the foreign principal, or from any other source, for or in the interests of the foreign principal, any contributions, income, money, or thing of value either as compensation, or for disbursement, or otherwise?

Yes ☒ No ☐

If yes, set forth below in the required detail an account of such monies or things of value.

Date Received	From Whom	Purpose	Amount/Thing of Value
03/08/2023- 03/08/2023	Lawyers on behalf of Dmitry Firtash.	Initial payment	\$ 100,000.00

\$ 100,000.00

Total

13. During the period beginning 60 days prior to the obligation to register<sup>4</sup> for this foreign principal, has the registrant disbursed or expended monies, or disposed of anything of value other than money, in connection with activity on behalf of the foreign principal or transmitted monies to any such foreign principal?

Yes ☐ No ☒

If yes, set forth below in the required detail an account of such monies or things of value.

Date	Recipient	Purpose	Amount/Thing of Value
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<sup>1</sup> "Political activity," as defined in Section 1(o) of the Act, means any activity which the person engaging in believes will, or that the person intends to, in any way influence any agency or official of the Government of the United States or any section of the public within the United States with reference to formulating, adopting, or changing the domestic or foreign policies of the United States or with reference to the political or public interests, policies, or relations of a government of a foreign country or a foreign political party.

<sup>2,3,4</sup> Pursuant to Section 2(a) of the Act, an agent must register within ten days of becoming an agent, and before acting as such.

**EXECUTION**

In accordance with 28 U.S.C. § 1746, and subject to the penalties of 18 U.S.C. § 1001 and 22 U.S.C. § 618, the undersigned swears or affirms under penalty of perjury that he/she has read the information set forth in this statement filed pursuant to the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, that he/she is familiar with the contents thereof, and that such contents are in their entirety true and accurate to the best of his/her knowledge and belief.

Date

Printed Name

Signature

03/28/2023Ben F. Barnes/s/Ben F. Barnes



**EXECUTION**

In accordance with 28 U.S.C. § 1746, and subject to the penalties of 18 U.S.C. § 1001 and 22 U.S.C. § 618, the undersigned swears or affirms under penalty of perjury that he/she has read the information set forth in this statement filed pursuant to the Foreign Agents Registration Act of 1938, as amended, 22 U.S.C. § 611 *et seq.*, that he/she is familiar with the contents thereof, and that such contents are in their entirety true and accurate to the best of his/her knowledge and belief.

Date

Printed Name

Signature

03-28-2023Ben F. BarnesBen Barnes

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August 7, 2022

**BY EMAIL**

Dmitry Firtash  
c/o Boris Krasnyansky  
Boris.Krasnyansky@groupdfi.com

Re: Engagement letter

Dear Mr. Firtash:

This letter will memorialize the engagement of Ben Barnes by Dmitry Firtash for certain services to be performed by Mr. Barnes on behalf of Mr. Firtash.

1. Nature of Engagement: The scope of the engagement will be Mr. Barnes working on behalf of Mr. Firtash toward a plea deal regarding the indictment of Mr. Firtash by the United States Department of Justice in the Northern District of Illinois (the "Matter"). Mr. Barnes will work at the direction of Mr. Firtash. Mr. Barnes' engagement will consist of working to secure a meeting between Mr. Firtash's lawyers and senior decisionmakers at the Department of Justice who have already reviewed the facts and circumstances of the Firtash Matter and have expressed a willingness to negotiate a resolution of the Matter that does *not* include Mr. Firtash pleading guilty to a felony. The ultimate goal is for Mr. Firtash to then realize such a Matter resolution.

2. Compensation: At the outset of the Matter, a payment of \$100,000 (the "Initial Payment") will be paid to Mr. Barnes (discussed further in clause 3 below). After one month, if, in Mr. Firtash's sole discretion, sufficient progress has been made in the Matter, Mr. Firtash will pay Mr. Barnes another \$100,000 per month for two more months of work.

3. Payment of Initial Payment by Winston & Strawn LLP: As a convenience to its client, Mr. Firtash, Winston & Strawn has agreed to remit the Initial Payment to Mr. Barnes, on behalf of Mr. Firtash. Mr. Barnes and Mr. Firtash understand that by signing below, they are consenting to have Winston & Strawn send Mr. Barnes the Initial Payment. Mr. Barnes and Mr. Firtash understand and agree that Mr. Firtash remains fully liable for all fees and costs due to Mr. Barnes for the Matter. Further, Mr. Firtash and Mr. Barnes understand and agree that Winston & Strawn's payment of the Initial Payment is undertaken strictly as a convenience to Mr. Firtash and that Winston & Strawn does not assume any liability for such payment nor the services associated with such payment. For the avoidance of doubt, Mr. Barnes and Mr. Firtash expressly confirm that Winston & Strawn has no liability to Mr. Barnes for the Initial Payment, subsequent retainer payments, or any other fees or costs due to Mr. Barnes for the Matter.

4. Confidentiality: All communications between Mr. Barnes and Mr. Firtash relating to the Matter, both written and oral, will remain confidential. Mr. Barnes will not disclose such information to anyone without Mr. Firtash's prior permission. Similarly, Mr. Barnes will treat all documents and/or information Mr. Firtash may submit to Mr. Barnes for review or

AUSTIN  
PO Box 81676 | Austin, TX 78708  
P 512.322.0128 F-- 512.322.0106

WASHINGTON, DC  
1215 19th Street, NW | Washington, DC 20036  
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comment as confidential information that may not be disclosed to unauthorized third parties. Similarly, all documents and/or information developed by Mr. Barnes in connection with the Matter will be treated as confidential information.

Any reports, data, worksheets, or documents prepared by Mr. Barnes in connection with the Matter will be submitted solely to Mr. Firtash and will not be furnished by Mr. Barnes to any other person or party without Mr. Firtash's prior written approval. Upon request, Mr. Barnes will return to us (through counsel at Winston & Strawn LLP) all documents, records, and work papers relating to the Matter. In the event that Mr. Barnes receives a subpoena or other official request seeking such information, he will promptly notify Mr. Firtash through his counsel at Winston & Strawn LLP.

Kindly indicate your approval of the terms of this letter agreement by signing the enclosed copy and returning it to me. The other copy is for your files.

Best regards,



Ben Barnes

ACCEPTED AND AGREED to this  
25 day of 11, 2022

DMITRY FIRTASH

